## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UN	NITED STATES OF AMERICA	)			
Plaintiff,		) 8:06CR122 )			
	vs.	) ) DETENTION ORDER			
JO	OHN F. McCAUL, JR.,	<b>,</b>			
	Defendant.	<b>,</b>			
A.	After conducting a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on May 15, 2006, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).				
B.	<ul> <li>Statement Of Reasons For The Detention         The Court orders the defendant's detention because it finds:         X             By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.             X             By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.     </li> </ul>				
C.	The Court's findings are based on the evidence which was presented in court and which was contained in the Pretrial Services Report, and includes the following:				
	may affect wheth The defendant hat The defendant hat The defendant hat The defendant hat The defendant is The defendant of ties. Past conduct of to X The defendant hat	ppears to have a mental condition which her the defendant will appear. as no family ties in the area. as no steady employment. as no substantial financial resources. not a long time resident of the community. loes not have any significant community he defendant: as a history relating to drug abuse. as a history relating to alcohol abuse. as a significant prior criminal record. has a prior record of failure to appear at s.			

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_	 Releas senter		sentence, app	eal or completion of
(c) (	Other Factors:			
_	The deport		ın illegal aliei	n and is subject to
_		defendant is a tation if convicte		d will be subject to
<u>-</u>	The B	Bureau of Immio ) has placed a d	gration and Cu	ustom Enforcement U.S. Marshal.
_X_ (4) The nature and seriousness of the danger posed by the defendar release are as follows: The defendant has a substantial prior crim history including crimes of violence. He has a substantial drug ab history. There are two current protection orders outstanding against hon two traffic stops, firearms were found in his possession.				tantial prior criminal estantial drug abuse standing against him.

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- 1. The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: May 16, 2006.

BY THE COURT:

s/ Thomas D. Thalken United States Magistrate Judge